

Kevin J. Curtis, WSBA No. 12085  
WINSTON & CASHATT, LAWYERS, a  
Professional Service Corporation  
601 W. Riverside, Ste. 1900  
Spokane, WA 99201  
Telephone: (509) 838-6131

Charles L. Babcock IV (*pro hac vice application to be filed*)  
cbabcock@jw.com

Texas Bar No. 01479500

William J. Stowe (*pro hac vice application to be filed*)

wstowe@jw.com

Texas Bar No. 24075124

JACKSON WALKER L.L.P.

1401 McKinney Street

Suite 1900

Houston, Texas 77010

(713) 752-4360 (telephone)

(713) 308-4116 (facsimile)

Attorneys for Defendants International Data  
Group, Inc., CXO Media, Inc. and Steve Ragan

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

RIVER CITY MEDIA, LLC, a Wyoming  
limited liability company, MARK  
FERRIS, an individual, MATT FERRIS,  
an individual, and AMBER PAUL, an  
individual,

Plaintiffs,

vs.

No. 2:17-cv-105-SAB

DECLARATION OF STEVE RAGAN IN  
SUPPORT OF CXO MEDIA, INC.'S  
AND STEVE RAGAN'S MOTION TO

DECLARATION OF STEVE RAGAN IN SUPPORT OF  
CXO MEDIA, INC.'S AND STEVE RAGAN'S  
MOTION TO DISMISS FOR LACK OF PERSONAL  
JURISDICTION, OR ALTERNATIVELY, MOTION TO  
DISMISS FOR FAILURE TO STATE A CLAIM  
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*Winston & Cashatt*  
A PROFESSIONAL SERVICE CORPORATION  
1900 Bank of America Financial Center  
601 West Riverside  
Spokane, Washington 99201  
(509) 838-6131

KROMTECH ALLIANCE CORPORATION, a German corporation, CHRIS VICKERY, an individual, CXO MEDIA, INC., a Massachusetts corporation, INTERNATIONAL DATA GROUP, INC., a Massachusetts corporation, and STEVE RAGAN, an individual, and DOES 1-50,

Defendants.

DISMISS FOR LACK OF PERSONAL JURISDICTION, OR ALTERNATIVELY, MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM

**DECLARATION OF STEVE RAGAN**

I, Steve Ragan, declare:

1. My name is Steve Ragan. I am over 21 years of age and competent in all respects to execute this declaration. All of the matters stated herein are true and correct and within my personal knowledge. If called as a witness, I could and would testify competently to the following facts:

2. I am a Senior Staff Writer for [www.csoonline.com](http://www.csoonline.com) ("CSO Online") published by CXO Media, Inc. ("CXO").

3. I reside and work in Indianapolis, Indiana. I have never anticipated being subject to litigation in Washington because I have no business dealings in Washington, own no real or personal property in Washington, have not committed any tortious acts in Washington, nor have I purposefully directed any conduct alleged in Plaintiffs' Complaint toward Washington.

1           4. Neither Chris Vickery ("Vickery"), Kromtech Alliance Corporation,  
2 International Data Group, Inc. ("IDG"), nor the fictitiously-named Defendants  
3 (collectively, "Other Defendants") is an agent of mine or ever been an agent of  
4 mine. I do not control the operations of the Other Defendants, and none of the  
5 Other Defendants are authorized to act on my behalf. None of the Other  
6 Defendants control me, and I am not authorized to act on behalf of any of the  
7 Other Defendants. I have never been an agent of the Other Defendants.  
8

9  
10           5. I did not assist, contribute to, facilitate, or otherwise aid and abet the  
11 actions of any Defendant, including Vickery, in obtaining any materials (electronic  
12 or otherwise) unlawfully from Plaintiffs. On January 17, 2017, I was contacted via  
13 social media and email by Vickery, who informed me that he had information  
14 regarding a data breach. Vickery has been a source of mine for a number of stories  
15 over the years. Vickery sent me several emails with attachments relating to his  
16 discovery of the data breach at Plaintiff River City Media, LLC ("RCM"). At no  
17 time during Vickery's transmission of the material did Vickery indicate to me that  
18 he had obtained the material unlawfully. I used the information I received in  
19 publishing an article titled "Spammers expose their entire operation through bad  
20 backups" on CSO Online. However, I absolutely did not infiltrate RCM's  
21 computer networks or other facilities – or facilitate, assist, approve, or contribute  
22  
23  
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1 to anyone else (including Vickery) in doing so – and I never approved of Vickery  
2 or any other Defendant in doing so.

3  
4 6. Prior to the filing of this lawsuit, I was unaware that RCM claimed to  
5 have its principal place of business in Washington.

6 7. The burden imposed on me in defending this lawsuit in Washington  
7 would be substantial. As noted, I live and work in Indiana. Travelling to  
8 Washington would be financially burdensome and would substantially interfere  
9 with my work.  
10

11 8. I declare under penalty of perjury that the foregoing is true and correct.

12 Executed on April 13, 2017

13  
14 Steve Ragan

15 Steve Ragan  
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1 I hereby certify that on April 14, 2017, I electronically filed the foregoing with the  
2 Clerk of the Court using the CM/ECF System which will send notification of such filing  
3 to the following:  
4

5 Keith P. Scully  
6 keith@newmanlaw.com

7 Jason E. Bernstein  
8 jake@newmanlaw.com

9 Attorney for Plaintiffs  
10

11 s/Kevin J. Curtis, WSBA No. 12085  
12 WINSTON & CASHATT, LAWYERS  
13 Attorney for Defendants International Data  
14 Group, Inc., CXO Media, Inc. and Steve Ragan  
15 601 W. Riverside, Ste. 1900  
16 Spokane, WA 99201  
17 (509) 838-6131  
18 Facsimile: (509) 838-1416  
19 E-mail Address: [kjc@winstoncashatt.com](mailto:kjc@winstoncashatt.com)  
20  
21  
22  
23  
24

DECLARATION OF STEVE RAGAN IN SUPPORT OF  
CXO MEDIA, INC.'S AND STEVE RAGAN'S  
MOTION TO DISMISS FOR LACK OF PERSONAL  
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